

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
LUBBOCK DIVISION

DEC 13 2023 4:13 PM
FILED - USDC - NDTX - LI
RB

UNITED STATES OF AMERICA

v.

MICHAEL LLOYD BARRETT

NO. 5:23-CR-109-H
(Supersedes indictment filed 11/8/23)

SECOND SUPERSEDING INDICTMENT

The Grand Jury Charges:

Count One

Conspiracy to Straw Purchase Firearms
(Violation of 18 U.S.C. §§ 932(b)(1) and 932(c)(1))

From on or about September 23, 2023, to on or about October 2, 2023, in the Lubbock Division of the Northern District of Texas, and elsewhere, **Michael Lloyd Barrett**, defendant, did knowingly and intentionally conspire and agree with others known and unknown to the grand jury to commit an offense against the United States, that is, the Straw Purchasing of Firearms, in violation of Title 18, United States Code, Section 932(b), that is, the purchase of the below firearms:

No.	Make	Model	Caliber and Description	Serial Number
1	Palmetto State Armory	PA-15	multicaliber lower receiver	SCB728325
2	Palmetto State Armory	PA-15	multicaliber lower receiver	SCB187738
3	Palmetto State Armory	M4 Carbine	5.56mm lower receiver	W1919313
4	Palmetto State Armory	M4 Carbine	5.56mm lower receiver	W1919296

in and otherwise affecting interstate and foreign commerce, for, on behalf of, at the request of, and at the demand of **Michael Lloyd Barrett**, knowing and having reasonable

cause to believe that **Michael Lloyd Barrett** meets the criteria of one and more paragraphs of 18 U.S.C. § 922(d), in that **Michael Lloyd Barrett** is, and was at the time of the sale, a person who has been convicted in a court of a crime punishable by a term of imprisonment exceeding one year.

Overt Acts

In furtherance of this conspiracy and to effect the objects thereof, the conspirators committed, among others, the following overt acts in the Northern District of Texas and elsewhere.

The remaining counts of this indictment are hereby incorporated as overt acts of this conspiracy and of this count one.

In violation of Title 18, United States Code, Sections 932(b)(1) and 932(c)(1).

Count TwoAiding and Abetting False Material Statement During the Purchase of Firearms
(Violation of 18 U.S.C. §§ 922(a)(6), 924(a)(2), and 2)

From on or about September 23, 2023, to on or about October 2, 2023, in the Lubbock Division of the Northern District of Texas, and elsewhere, **Michael Lloyd Barrett**, defendant, aided and abetted a person known to the grand jury, in connection with the acquisition and attempted acquisition of firearms, that is:

No.	Make	Model	Caliber and Description	Serial Number
1	Palmetto State Armory	PA-15	multicaliber lower receiver	SCB728325
2	Palmetto State Armory	PA-15	multicaliber lower receiver	SCB187738
3	Palmetto State Armory	M4 Carbine	5.56mm lower receiver	W1919313
4	Palmetto State Armory	M4 Carbine	5.56mm lower receiver	W1919296

from SharpShooters, 5220 Marsha Sharp Freeway, Lubbock, Texas, a licensed dealer of firearms within the meaning of Chapter 44, Title 18, United States Code, in knowingly making a false and fictitious written statement to SharpShooters, which statement was intended and likely to deceive SharpShooters, as to a fact material to the lawfulness of such sale and acquisition of said firearm under chapter 44 of Title 18, in that a person known to the grand jury executed a Department of Justice, Bureau of Alcohol, Tobacco, Firearms, and Explosives Form 4473 Firearms Transaction Record to the effect that the person was the actual transferee and buyer of the firearm, when **Michael Lloyd Barrett** was the actual transferee and buyer of the firearm.

In violation of Title 18, United States Code, Sections 922(a)(6), 924(a)(2), and 2.

Count Three

Aiding and Abetting False Statement During the Purchase of Firearms
(Violation of 18 U.S.C. §§ 924(a)(1)(A) and 2)

From on or about September 23, 2023, to on or about October 2, 2023, in the Lubbock Division of the Northern District of Texas, and elsewhere, **Michael Lloyd Barrett**, defendant, aided and abetted a person known to the grand jury, to knowingly make a false statement and representation to SharpShooters, 5220 Marsha Sharp Freeway, Lubbock, Texas, a licensed dealer of firearms within the meaning of Chapter 44, Title 18, United States Code, with respect to information required by the provisions of Chapter 44 of Title 18, United States Code, to be kept in the records of SharpShooters, in that a person known to the grand jury executed a Department of Justice, Bureau of Alcohol, Tobacco, Firearms, and Explosives Form 4473 Firearms Transaction Record to the effect that that the person was the actual transferee and buyer of the firearms, when **Michael Lloyd Barrett** was the actual transferee and buyer of the firearms.

In violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

Count Four

Convicted Felon in Possession of a Firearm
(Violation of 18 U.S.C. §§ 922(g)(1), 924(a)(8))

On or about July 18, 2023, in the Lubbock Division of the Northern District of Texas, and elsewhere, **Michael Lloyd Barrett**, defendant, knowing he had previously been convicted of a crime punishable by a term of imprisonment exceeding one year, did knowingly possess in and affecting interstate and foreign commerce a firearm, to wit: a tan 80 Percent Arms lower handgun frame with a black slide and a factory Glock handgun barrel bearing serial number BYWH412.

In violation of Title 18, United States Code, Sections 922(g)(1), 924(a)(8).

Forfeiture Notice
(18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c))

Upon conviction of any of the offenses alleged in this indictment, and pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), defendant **Michael Lloyd Barrett** shall forfeit to the United States of America any firearm and ammunition involved in or used in the knowing commission of the offense, including, but not limited to, the following:

No.	Make	Model	Caliber and Description	Serial Number
1	Palmetto State Armory	PA-15	multicaliber lower receiver	SCB728325
2	Palmetto State Armory	PA-15	multicaliber lower receiver	SCB187738
3	Palmetto State Armory	M4 Carbine	5.56mm lower receiver	W1919313
4	Palmetto State Armory	M4 Carbine	5.56mm lower receiver	W1919296

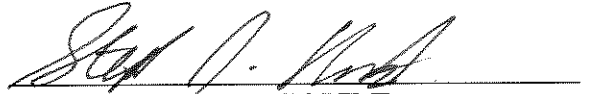
And a tan 80 Percent Arms lower handgun frame with a black slide and a factory Glock handgun barrel bearing serial number BYWH412, including any additional ammunition, magazines, and / or accessories recovered with the firearms.

A TRUE BILL:



FOREPERSON

LEIGHA SIMONTON
UNITED STATES ATTORNEY



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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF TEXAS

LUBBOCK DIVISION

UNITED STATES OF AMERICA

v.

MICHAEL LLOYD BARRETT

SECOND SUPERSEDING INDICTMENT

COUNT 1:

CONSPIRACY TO STRAW PURCHASE FIREARMS

Title 18, United States Code, Sections 932(b)(1), 932(c)(1).

COUNT 2:

AIDING AND ABETTING FALSE MATERIAL

STATEMENT DURING THE PURCHASE OF FIREARMS

Title 18, United States Code, Sections 922(a)(6), 924(a)(2),
and 2.

COUNT 3:

AIDING AND ABETTING FALSE STATEMENT DURING
THE PURCHASE OF FIREARMS

Title 18, United States Code, Sections 924(a)(1)(A) and 2.

COUNT 4:

CONVICTED FELON IN POSSESSION OF A FIREARM


Title 18, United States Code, Sections 922(g)(1), 924(a)(8).

FORFEITURE NOTICE

(4 COUNTS + FORFEITURE NOTICE)

A true bill rendered:

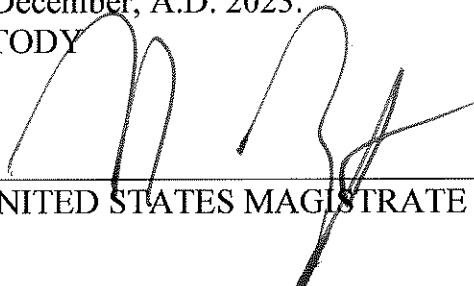
Lubbock



Foreperson

Filed in open court this 13th day of December, A.D. 2023.

DEFENDANT IN FEDERAL CUSTODY



UNITED STATES MAGISTRATE JUDGE

Michael Lloyd Barrett

Second Superseding Indictment – Page 8